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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JON J. CORDOVA, an individual,

Plaintiff,

V.

CONVERGYS CORPORATION, a Corporation,

Defendant.

Case No. CV11-0333 RS

**STIPULATION AND ~~[PROPOSED]~~ ORDER
FOR A HOLD ON CASE-RELATED DATES
AND FOR AN INITIAL CASE
MANAGEMENT CONFERENCE**

1 WHEREAS a Case Management Conference is scheduled for August 11, 2011 at 10:00 a.m.,
2 which requires the submission of a joint Case Management Conference Statement by August 4, 2011;

3 WHEREAS Plaintiff Jon J. Cordova ("Plaintiff") filed his Second Amended Complaint on July
4 20, 2011, and pursuant to the Court's July 18, 2011 order, Defendant Convergys Corporation
5 ("Defendant") currently has until August 10, 2011 to file its responsive pleading;

6 WHEREAS the parties have continued to engage in settlement discussions, and recently agreed
7 to engage in a formal private mediation before retired Alameda Superior Court Judge Richard Hodge,
8 most likely in September 2011;

9 WHEREAS, the parties are hopeful that this mediation will lead to resolution of this matter prior
10 to or at mediation;

11 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the Plaintiff and Defendant,
12 by and through their respective counsel, that they jointly request that the Court impose a 75-day hold on
13 this case, during which the parties will not be required to file with the Court or serve on each other any
14 case-related documents which would otherwise be required without this hold, including but not limited
15 to a responsive pleading to the Second Amended Complaint, Initial Disclosures, or any other pleadings.
16 The 75-day hold will run from August 4, 2011 through October 18, 2011.

17 In the event that this matter is not resolved through mediation, the Court shall schedule an Initial
18 Case Management Conference on October 20, 2011, at 10:00 a.m., or another date convenient with the
19 Court's calendar. The parties shall submit a joint Case Management Statement one week prior to the
20 Case Management Conference and the parties' Rule 26(f) conference shall be conducted on or prior to
21 that date. Assuming the case has not settled and a Request for Dismissal is not submitted to the Court,
22 the Defendant shall file his responsive pleading to Plaintiff's Second Amended Complaint within 21
23 days of the final session of the unsuccessful mediation.

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1 IT IS SO STIPULATED.

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3 Dated: August 4, 2011

GUY KORNBLUM & ASSOCIATES

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5 By /s/ Guy Kornblum
6 Guy Kornblum
7 Counsel for Plaintiff Jon J. Cordova

8 Dated: August 4, 2011


OGLETREE, DEAKINS, NASH, SMOAK &
9 STEWART, P.C.

10 By /s/ Thomas McInerney
11 Thomas McInerney
12 Counsel for Defendant Convergys
13 Corporation

[PROPOSED] ORDER

14 Based on the request and stipulation of the parties, and for good cause showing, the Court hereby
15 orders a 75-day day hold on litigation, as outlined in the parties' stipulation, while the parties pursue
16 mediation. In the event the case is not resolved through mediation, the Court further orders that a Case
17 Management Conference will be held on October 20, 2011, at 10:00 a.m. The
18 parties shall submit a joint Case Management Statement one week prior to the Case Management
19 Conference and the parties' Rule 26(f) conference shall be conducted on or prior to that date. The
20 Defendant shall file his responsive pleading to Plaintiff's Second Amended Complaint within 21 days of
21 the final session of the unsuccessful mediation.

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23 Dated: 8/5/11


24 The Honorable Richard Seeborg
25 U.S. District Court for the Northern District of California
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